

MINUTE ITEM

This Calendar Item No. 39
was approved as Minute Item
No. 39 by the State Lands
Commission by a vote of 3
to 0 at its 1/27/83
meeting.

Minute item 19, meeting of 11/29/82 amended
by minute item 39, meeting of 1/27/83 jp
initials

CALENDAR ITEM

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1/27/83
w 2400.143
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AMENDMENT OF BOUNDARY DESCRIPTION FOR
ANNEXATION OF TIDE AND SUBMERGED LANDS
CITY OF CARLSBAD

The State Lands Commission has received a request from San Diego County Local Agency Formation Commission (LAFCO) to amend the boundary description the Commission approved at its November 29, 1982 meeting, Minute Item #19.

The amendment will add a 4.47-acre parcel and a 16.53-acre portion of Interstate Highway 5 where it crosses Batiquitos Lagoon. The proposal will provide for annexation of this area to the City of Carlsbad and detachment from the Leucadia County Water District.

Pursuant to Government Code Section 35009, the Commission is to review and approve or deny approval of the proposed annexation boundaries as appropriate and correct.

The staff of the Commission has reviewed the amended proposed boundary description and finds it adequate. Furthermore, staff has no objection to the transfer of local police power jurisdiction from San Diego County to the City of Carlsbad, and therefore submits the recommendation of approval set forth below.

AB 884:

N/A.

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7b

203
3967

EXHIBITS: A. Land Description.
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE AN AMENDMENT, PURSUANT TO GOVERNMENT CODE SECTION 35009, OF THE PROPOSED BOUNDARIES OF THE ANNEXATION TO THE CITY OF CARLSBAD APPROVED BY THE COMMISSION PURSUANT TO MINUTE ITEM #19 AT THE NOVEMBER 29, 1982 MEETING. SAID AMENDED DESCRIPTION IS SET FORTH IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.
2. APPROVE AS A LANDOWNER THE PROPOSED ANNEXATION OF THE TIDE AND SUBMERGED LANDS UNDER THE OWNERSHIP AND JURISDICTION OF THE SAID LANDS COMMISSION WITHIN THE AREA DESCRIBED IN EXHIBIT "A".
3. AUTHORIZE STAFF COUNSEL TO GIVE REQUISITE NOTICES OF SAID APPROVAL TO THE CITY OF CARLSBAD AND THE EXECUTIVE OFFICER OF THE SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION.

EXHIBIT "A"

LAND DESCRIPTION

W 2400.143

All that portion of the South half of Section 28, and that portion of the North half of the Northwest Quarter and of Lots 1, 4, 5, 6, 13, 14, and 15 of Section 33, Township 12 South, Range 4 West, San Bernardino Base and Meridian, in the County of San Diego, State of California, according to United States Government Survey, approved May 3, 1883, together with any and all tidelands and submerged lands in Batiquitos Lagoon, lying within the following described boundaries:

Beginning at the intersection of the Northerly line of the South Quarter of the Southwest Quarter of said Section 28 with the Easterly line of that certain parcel of land conveyed to the Atchinson, Topeka and Santa Fe Railway Company, by Deed recorded March 30, 1946 in Book 2059, Page 466 of Official Records, of said county, being an angle point in the boundary of the City of Carlsbad as established by their Ordinance No. 1122, adopted July 21, 1970, by said City;

1. thence South $89^{\circ} 57' 53''$ East, 2384.70 feet along said Northerly line and said city boundary to an angle point therein; being a point in the Northeasterly line of State Highway XI-SD-2-B as described in deed to the State of California, recorded August 29, 1961 as File No. 15325 of Official Records of said county;
2. thence along said Northeasterly line, South $30^{\circ} 56' 02''$ East, 316.24 feet;
3. thence South $33^{\circ} 24' 51''$ East, 489.31 feet along said Northeasterly line to the South line of said Section 28, being an angle point in the boundary of the City of Carlsbad as established by their Ordinance No. 1187, adopted January 20, 1976, by said city;
4. thence along said Northeasterly line and city boundary, South $32^{\circ} 46' 41''$ East, 561.91 feet;
5. thence continuing along said Northeasterly line and city boundary South $36^{\circ} 16' 49''$ East, 353.55 feet;
6. thence continuing along said Northeasterly line, South $25^{\circ} 27' 58''$ East to a point opposite Engineer's Station 1715+74.50 on the center line of said State Highway, said center line having a bearing of North $28^{\circ} 09'$ West;
7. thence leaving said Northeasterly line, South $61^{\circ} 51'$ West to said Engineer's Station 1715+74.50 on said center line;
8. thence continuing South $61^{\circ} 51'$ West to a point on the Southwesterly line of said State Highway opposite said Engineer's Station;

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9. thence leaving said Southwesterly line, South $51^{\circ} 43' 04''$ West, 649.80 feet to a point in the West line of said Lot 15;
10. thence North $89^{\circ} 17' 46''$ West to the Easterly line of the 200.00 foot right-of-way of the Atchison, Topeka and Santa Fe Railway Company (coast line);
11. thence Northwesterly along said Easterly line to the point of beginning.

END OF DESCRIPTION

REVIEWED JANUARY 13, 1983, BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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AMOUNT	3370

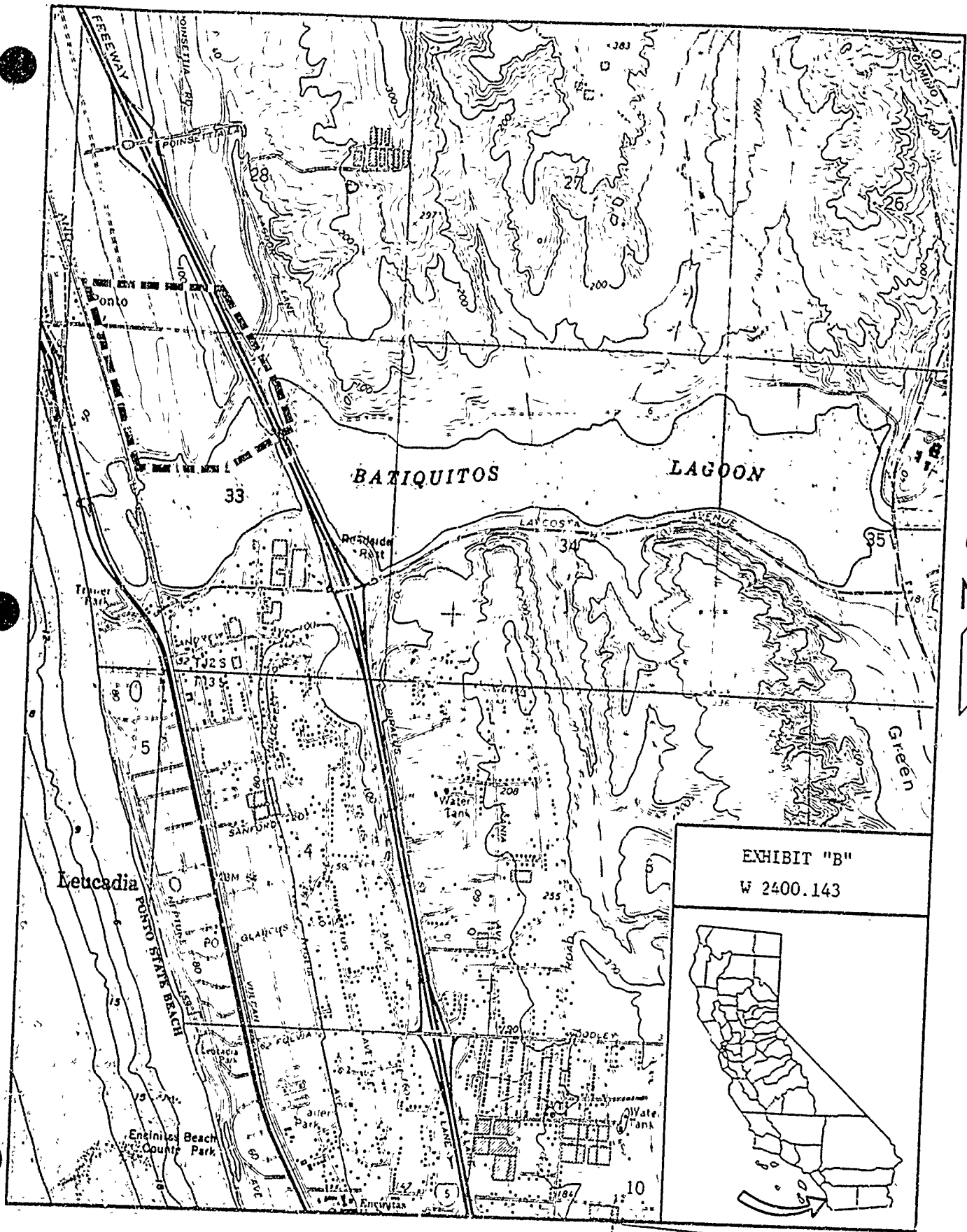


EXHIBIT "B"
 W 2400.143

The inset map shows the state of California with a grid overlay. An arrow points to a specific location in the central part of the state, corresponding to the area shown in the main topographic map.

DATE: 20
 NO: 3271